

Message Text

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ACTION IO-13

INFO OCT-01 EUR-12 ISO-00 AF-08 ARA-10 EA-09 NEA-10
L-03 OIC-02 PM-04 NSC-05 SP-02 SS-15 ABF-01
AID-05 CEA-01 CIAE-00 COME-00 EB-08 FRB-01 INR-07
NSAE-00 STR-04 TRSE-00 LAB-04 SIL-01 OMB-01 SSO-00
NSCE-00 INRE-00 /127 W

-----281102Z 006859 /12

O R 281024Z MAR 77

FM AMEMBASSY VIENNA

TO SECSTATE WASHDC IMMEDIATE 1176

INFO USMISSION USUN NEW YORK

UNCLAS VIENNA 2363

EO 11652: NA

TAGS: UNIDO, OCON, PORG, EAID, UNDP

SUBJECT: IGC-V- REFERENCES TO UN BODIES IN UNIDO CONSTITUTION

REF: (A) VIENNA 1990; (B) VIENNA 2239; (C) STATE 66807

1. SUMMARY: NAMES OF UN BODIES OTHER THAN UN ITSELF HAVE BEEN ELIMINATED DURING REFINEMENT OF UN DINSUTRIAL DEVELOPMENT ORGANIZATION (UNIDO) CONSTITUTIONAL TEXT AT SUGGESTION OF VARIOUS DELEGATIONS AND ON ADVICE OF SECRETARIAT LEGAL AND FINANCIAL OFFICIALS. IO/DHP IS REQUESTED TO INFORM BRUCE HARLAND (UNDP) AND TO EXPLAIN RATIONALE. END SUMMARY.

2. DEPT. WILL NOT THAT IN ARTICLE 2, SUBPARA (N) "THE APPROPRIATE BODIES OF THE UN DEALING WITH TRANSNATIONAL CORPORATONS" REPLACES "THE UN COMMISSION ON TRANSNATIONAL CORPORATIONS" (UNCTNC) (REFTEL (A), PARA 5) AND AT THE END OF PART II OF ANNE III TO ARTICLE 10 BIS "THE UN DEVELOPMENT SYSTEM" REPLACES "THE UN DEVELOPMENT PROGRAM".

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2. SPECIFIC NAMES HAVE BEEN ELIMINATED IN RESPONSE TO POINT THAT NAMES OF ORGANIZATIONS MAY NOT REMAIN SAME DURING COMING DECADES WHILE UNIDO CONSTITUTION EXPECTED TO REMAIN IN FORCE WITH RESULT THAT INTENTIONS OF RATIFYING GOVERNMENTS FOR COORDINATION AND COOPERATION MIGHT BE BLOCKED ON TECHNICAL GOUNDS. THIS COULD OCCUR IF GOVERNMENTS NOT FAVORING COORDINATION WERE TO BLOCK A

CONSTITUTIONAL AMENDMENT TO REFLECT NAMES CHANGES ON GROUNDS
THAT COORDINATION WAS INTENDED ONLY WITH THE PREDECESSOR
ORGANIZATION.

3. DURING COURSE OF NEGOTIATIONS NO GOVERNMENTS HAVE DENIED
THE UNDERSTANDING STATED BY U.S. AND OTHER DELS THAT GENERAL
REFERENCES, 8, *-5, APPLY TO PRESENT UNCTNC AND UNDP.

4. U.S. DEL INTENDS TO RESTATE THIS UNDERSTANDING SO
THAT IT WILL BE INCLUDED IN THE FORMAL LEGISLATIVE HISTORY.

5. UNIDO ACTING BUDGET DIRECTOR FURTHERMORE ASSURES U.S. DEL THAT
SUCH GENERAL CONSTITUTIONAL PROVISIONS CAN BE NAILED DOWN
BY MENTIONING SPECIFIC NAMES OF UNCTNC AND UNDP IN FINAN-
CIAL REGULATIONS, RULES OF PROCEDURE AND OTHER DOCUMENTS
WHICH ARE APPROVED BY THE INDUSTRIAL DEVELOPMENT BOARD.
SUCH INSTRUMENTS CAN BE RELATIVELY EASILY ADJUSTED TO
TAKE ACCOUNT OF ANY NAME CHANGES.

6. DPT. WILL RECALL THAT ELEMENTS OF WHAT IS NOW UNDP
HAVE CARRIED TWO OTHER NAMES SINCE THEIR RESPECTIVE
ORIGINS IN 1950 AND 1959, VIZ, THE EXPANDED PROGRAM OF TECHNICAL
ASSISTANCE AND THE SPECIAL FUND. MOREOVER, AS DEPT.
IS AWARE, A NAME CHANGE FOR UNDP IS CONTEMPLATED IN UN
ECONOMIC AND SOCIAL SECTOR RESTRUCTURING EXERCISE. STIBRAVY

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Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
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Disposition Event:
Disposition History: n/a
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Disposition Remarks:
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Executive Order: N/A
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